

# BOARD OF SUPERVISORS

## Brown County



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### **PUBLIC SAFETY COMMITTEE**

Patrick Buckley, Chair  
Andy Nicholson, Vice Chair  
Megan Borchardt, Staush Gruszynski, Richard Schadewald

### **PUBLIC SAFETY COMMITTEE**

**Wednesday, July 17, 2019**

**6:30 p.m.**

**Room 210, City Hall**

**100 N. Jefferson St., Green Bay, WI**

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE  
ACTION ON ANY ITEM LISTED ON THE AGENDA**

- I. Call meeting to order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of June 5, 2019 and Special June 19, 2019.

### **Resolutions & Ordinances**

1. Resolution to Provide Notification to Supervisor when Court Ordered Supervised Release in Supervisor's District.

### **Public Safety Communications**

2. Budget Adjustment Request (19-056): Any increase in expenses with an offsetting increase in revenue.

### **Sheriff**

3. Budget Adjustment Request (19-057): Any increase in expenses with an offsetting increase in revenue.
4. Budget Adjustment Request (19-062): Any increase in expenses with an offsetting increase in revenue.
5. Budget Adjustment Request (19-063): Any increase in expenses with an offsetting increase in revenue.

### **Other**

6. Audit of bills.
7. Such other matters as authorized by law.
8. Adjourn.

Patrick Buckley, Chair

Notice is hereby given that action by the Committee may be taken on any of the items which are described or listed in this agenda. Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.

**PROCEEDINGS OF THE BROWN COUNTY**  
**PUBLIC SAFETY COMMITTEE**

Pursuant to Section 19.84 Wis. Stats., a regular meeting of the **Brown County Public Safety Committee** was held on Wednesday, June 5, 2019 in Room 200 of the Northern Building, 305 E. Walnut Street, Green Bay, Wisconsin.

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**Present:** Chair Buckley, Supervisor Schadewald, Supervisor Borchardt, Supervisor Nicholson, Supervisor Gruszynski  
**Also Present:** Supervisors Brusky, Deneys; Director of Public Safety Communications Cullen Peltier, Emergency Management Director Jerad Preston, Medical Examiner Director of Operations Barry Irmien, Sheriff Todd Delain, Public Works Director Paul Fontecchio, Corporation Counsel Dave Hemery, Director of Administration Chad Weininger, Deputy Executive Jeff Flynt, other interested parties and media

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**I. Call meeting to order.**

The meeting was called to order by Chair Pat Buckley at 4:00 pm.

**II. Approve/Modify Agenda.**

**Motion made by Supervisor Borchardt, seconded by Supervisor Schadewald to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**III. Approve/Modify Minutes of May 1, 2019.**

**Motion made by Supervisor Borchardt, seconded by Supervisor Schadewald to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Comments from the Public. None.**

**1. Review Minutes of:**

- a. Public Safety Communications Advisory Board (April 23, 2019).**

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Other**

**2. CIP Update. No discussion held.**

**Public Safety Communications**

**3. Budget Status Financial Report for April 2019.**

Director of Public Safety Communications Cullen Peltier informed they were still tracking well at this point and had no concerns.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**4. Director's Report.**

Peltier stated they were wrapping up into their summer which was a busier time of year; they were doing okay. They had one supervisor vacancy; informed on Monday but already had it posted to fill as quickly as possible. They were down one Telecommunicator but waited until they had two to hire. Turnover was decent, nothing exceptional.

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CAD Project: They were still in limbo and hadn't heard anything from Securus in quite some time. Corporation Counsel planned to contact them this week. They had a strong other option if that didn't go well and would need a special meeting prior to the June County Board meeting.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

#### **Emergency Management**

**5. Budget Status Financial Report for April 2019.**

Emergency Management Director Jerad Preston informed everything in his budget was good.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**6. Director's Report.**

Preston informed his Director's Report tied into Item 22.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to take Item 22 with Item 6. Vote taken. MOTION CARRIED UNANIMOUSLY**

Preston stated the committee had questions in regard to flood response and everything that went on with the East River. After that meeting they had additional flooding issues affecting those same neighborhoods so they attempted to get early public information out to them. They sent out two code red messages on two different instances to make them aware of what was going on and how the water could possibly affect them.

Preston informed they were bringing all the local volunteer organizations in next Thursday to talk about services they could offer/provide and how they could help residents after disasters happen. He planned on relying that info to all designated Emergency Managers in all 17 jurisdictions.

They continued to work with the state, he had a meeting with them on the information that 211 will collect for them and how it would look. Preston was on the State Damage Assessment Committee and they were standardizing the information they wanted 211 to collect for them. Schadewald asked that they include the information on a future Director's report.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

#### **District Attorney**

**7. District Attorney Report.**

District Attorney David Lasee informed their budget was on pace in most areas so no issues there.

Lasee informed they were hoping to get some help in the state budget. Initially they believed Joint Finance was advocating three positions for their office but as they advanced their budget up to the governor, it accounted for one position for their office. He was unsure how the change took place. While he appreciated the one, three was more in line with what they needed; they needed 12.5.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to suspend the rules to take Item 20 after 7. Vote taken. MOTION CARRIED UNANIMOUSLY

*Although shown in proper format, Item 20 was taken at this time.*

#### Clerk of Courts

8. Clerk of Courts Report.

Motion made by Supervisor Nicholson, seconded by Supervisor Schadewald to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

#### Circuit Courts, Commissioners, Probate

9. Budget Status Financial Reports for March and April 2019.

Motion made by Supervisor Nicholson, seconded by Supervisor Schadewald to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

10. Report re: The costs for court appointed attorneys. *May Motion: To hold for one month and ask Judge Atkinson or a designee to attend the next Public Safety Committee meeting to report.*

Buckley informed he received a letter from the Judge but stated it would be nice to have a conversation about it.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to hold for one month and ask the Judge or a designee to attend the next Public Safety meeting. Vote taken. MOTION CARRIED UNANIMOUSLY

11. Director's Report. No report.

#### Medical Examiner

12. 2019 Medical Examiner Activity Spreadsheet.

Medical Examiner Director of Operations Barry Irmen informed they were about right where 2016-2017 numbers and stated they were fine.

Motion made by Supervisor Nicholson, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

13. Budget Status Financial Report for April 2019.

Irmen informed their budget was in good shape.

Motion made by Supervisor Borchardt, seconded by Supervisor Schadewald to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

14. Medical Examiner's Report.

Irmen informed they had three LTE people training in Dane and Brown County at the same time. They seemed to be picking things up, which was a good thing.

Motion made by Supervisor Nicholson, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

#### Sheriff

15. Update re: Jail Addition – *Standing Item.*

Sheriff Todd Delain informed they had their meeting today to talk about the status of the jail. The timeline had been set, the Concord Group/Venture Architects had been doing what they had been asked to do. They

continued to be on time and on budget, so he's been told. Site prep would begin September 3<sup>rd</sup> by the county, building would start April 2020, and construction would take 13-14 months with completion in May of 2021 and move in June or July 2021, if nothing changes.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**16. Budget Status Financial Report for April 2019.**

Delain informed overall expenses were at where they expected to be. Outlay was generally higher because they make their purchases in the beginning of the year. Personnel costs were under expected. Revenue was what they expected, a lot of revenues received at the end of the season related to special events such as Packers.

**Motion made by Supervisor Borchardt, seconded by Supervisor Nicholson to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**17. Budget Adjustment Request (19-048): Any increase in expenses with an offsetting increase in revenue.**

**Motion made by Supervisor Nicholson, seconded by Supervisor Schadewald to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**18. Budget Adjustment Request (19-049): Any increase in expenses with an offsetting increase in revenue.**

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**19. Sheriff's Report.**

Delain informed overall things were going very well. They had been busy moving ahead with the jail project as requested. The big thing had been working with the Circuit Courts related to improving courthouse security (Item 24). They had a pretty significant beginning of the year with the Bellevue homicide. They made an arrest on that at the end of last year and the suspect entered a plea yesterday and was found guilty by the judge. Sentencing was in August and he faced about 40 years. They made an arrest related to the Victoria Prokopovitz missing person case from Pittsfield that's been out there for a significant period of time.

Responding to Schadewald, the reduction of overtime by 10% in the first quarter was related to staffing due to a variety of factors. They continued to work very hard to find quality people to fill the ranks, their standards remain high and they will train and prepare them for the job. Filling positions in Corrections was very challenging.

**Motion made by Supervisor Borchardt, seconded by Supervisor Schadewald to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Communications**

**20. Communication from Supervisor Buckley re: Have the District Attorney's Office be prepared to have a discussion on potential offenses that can/could be sent to Municipal Court for action. *Motion at March Meeting: To refer to Corporation Counsel to draft an ordinance regarding battery and bring back.***

Corporation Counsel David Hemery informed that he and Lasee spoke and he could have an ordinance drafted regarding misdemeanor battery causing bodily harm by next meeting. He felt they could start with that.

Schadewald questioned reduced charges on initial charges, Lasee informed oftentimes it was referred to them and they ultimately ended up with an ordinance violation and it stayed in their county court at that point. If it went to them and they were making the decision to reduce it, they were not going to send it over somewhere else. The benefits of this was it gave officers a chance to use a different tool in their toolbox, and instead of sending it over to the courts where they may not get to it in a timely manner or maybe they were going to reduce

it to an ordinance anyway, it gave officers the authority to issue it as a ticket as an ordinance violation and get it through the system faster.

Buckley questioned if there were any more discussions with municipal courts about keeping some of the charges. Lasee informed he brought that information back to the Chief Association and shared the need to keep the minor stuff in their location to have some consistency and he shared with the smaller agencies what the larger agencies were doing. He felt the larger agencies were doing a pretty good job in keeping stuff where it needed to be.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

*Referred back to Item 8 at this time.*

- 21. Communication from Supervisor Buckley re: Discussion and possible action regarding adding two members of the Board of Supervisors to the Supervised Release Committee. *Motion at March Meeting: To refer to Corporation Counsel to establish a policy of notification to relevant County Board Supervisors and also look into adding Supervisors to the Supervised Release Committee.***

Corporation Counsel Dave Hemery informed there were two things to look at, policy and notifying supervisors regarding the supervised release of 980 sex offenders and to look at the issues of whether or not board members may be on the committee or should. He provided a handout (attached) re: 980.08(4)(dm) – Statute Excerpts for Supervised Release Committee. Because it stated “shall” and listed five representatives, Hemery’s read would be that it was limited to those 5 positions. He checked statewide what other counties and Corporation Counsel’s did and out of the 20 responses he got, there were two that allowed board members to be on that committee. It didn’t mean that it was correct. Some pitfalls they could run into, if they add additional members that weren’t supposed to be there, the action that committee took could later be challenged and it could affect quorums. One common theme he got back from other counties was that most board members absolutely did not want to be on that committee. As far as notification, Hemery recommended that once the court ordered the placement and he was made aware of it, he could make the supervisor and the district of placement aware as well. Schadewald proposed that it be placed in resolution form to make sure future County Board members would get the notification in their district.

*Supervisor Gruszynski arrived at 5:14 pm.*

Nicholson questioned why the members were all from the government. Hemery informed it was by statute, which was passed by the state legislature. Nicholson would like to see one person from the community, the City of Green Bay had all citizens on their committee, people that lived in the city that were affected. Hemery believed the main reason the representatives were chosen was because they were dealing with confidential information. Nicholson informed the city was as well. He felt if they were going to do anything they needed the information on how the city performed their committees with private citizens, how they interjected with the private information. Gruszynski informed they would have to do quite a bit of work with some Republican colleagues in the City of Green Bay who voted for the language, that’s the way they set it up when passed into state law. Nicholson felt a lot of times politicians had no idea what was in reports and maybe this was one of them. He would help lobby for this because citizens of the community should have a voice on this and he doesn’t want people leaving their communities because of this.

Hemery informed if they didn’t have the report in within 120 days, penalties were a minimum of \$500 per day, and max \$1,000 per day for every day the report was late as a continuing violation. Not only did they lay out the process they said if you don’t follow this you also pay cost and attorney fees. Nicholson stated he would not be intimidated, threats were threats.

Borchardt stated she wanted to hold this for a month to know what the city was doing and how they held citizens accountable with private information. Schadewald believed it was a different classification because this was a state law and the county was an arm of the state, not the city.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to refer to Corporation Counsel to put into policy what was discussed tonight into resolution form and bring back next month. Vote taken.

**MOTION CARRIED UNANIMOUSLY**

22. Communication from Supervisor Buckley re: Have Emergency Management give a breakdown on the East River Flood Response at the May 1<sup>st</sup> Public Safety Committee meeting. *May Motion: To refer to Emergency Management Director to bring back information regarding the 211 system to the next Public Safety Committee meeting.*

*See Item 6 for discussion.*

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. **MOTION CARRIED UNANIMOUSLY**

23. Communication from Supervisor DeWane re: To discuss with possible action regulations for carrying guns in to certain county buildings per Mike Shea. *May Motion: To refer to Corporation Counsel and Public Works for clarification regarding the posting at the East Branch Library and broader explanation.*

Public Works Director Paul Fontecchio informed that the citizen that came before the committee last month was specifically asking about the library. A picture of the front doors of the Downtown Library was provided (attached); Fontecchio stated there were no stickers relating to weapons, only no smoking. He believed the confusion was from the East side branch, the outside door had a sticker (pics provided and attached). The East side branch was part of a bigger strip mall and the owner had the right to post it.

Hemery also provided a handout (attached) re: Concealed Carry in Buildings and agreed, the library leased from a private owner and the owner could put up a sign prohibiting concealed carry on his building. Nicholson questioned if open carry was different. Hemery stated it was very different, he didn't research open carry but stated you could open carry in many more places. Fontecchio added private property owner's rights trumped rights to carry.

Responding to Nicholson, Hemery informed the legal technical term for the East Branch library was a place of public accommodation. It was somewhere in between public and private. If a business was open to the public it was a place of public accommodation, that depended on who had access. Public or private ownership was different. The mall was owned privately which gave the individual the right to put up the sign, some of the space in the mall such as the library was a place of public accommodation which meant inside the mall, it was open to the public but this dealt with the owner of the space as opposed to the use of the space being used as a place of public accommodation.

Schadewald questioned why they allowed guns in libraries. Hemery informed they were not prohibited by statute. It was similar to the other three buildings that were county owned structures that the County Board decided to prohibit. The county had a say in the buildings that the county owned. Gruszynski questioned if it would be a Library Board decision. Hemery responded they would absolutely come in that decision.

Schadewald questioned liability if someone went in with a gun and shot people, Hemery didn't see a legal liability. They had an option to post or not to post, they can prohibit guns or allow guns. It's a preference an owner can make.

Motion made by Supervisor Schadewald, seconded by Supervisor Nicholson to receive and place on file. Vote taken. **MOTION CARRIED UNANIMOUSLY**

24. Communication from Supervisor Brusky re: To ensure that a smooth and dutiful integration of improved security at the Brown County Courthouse can be made, that is in compliance with Wisconsin Supreme Court Rule 68.06, that the Director of Public Works and Administration work with the Brown County Sheriff on the design, planning, financial resources and implementation of the needed improvements at the courthouse that preserve its character and aesthetics. *Referred from May County Board.*

Buckley stated, before they went down this path, spending a lot of time and effort getting things done like they did a few years back, that they get something from the judges noting they were all on board with this rather than block the committee like they did last time.

It was Weininger's understanding that the Judges had a committee. The last report from this board was to do a study, the study was supposed to be done and it would be reported back out to the Judge's committee. The committee would make a decision and then a recommendation to this committee and this committee would make a recommendation to the County Board. Schadewald stated the board would make the recommendation and not the Judges. Weininger responded it stemmed from the Judge's committee because the inter-district Judge would tell them there was specifically a committee that was responsible for saying what they wanted. Buckley reiterated that the last time they went down this road, they had a number of Judges come in and were against getting it done and he wanted to make sure time was well spent. The facts should have been put out and it should have been done by the County Board without input from the Judges, especially when they don't even come to meetings. Weininger stated, at the end of the day the Sheriff was responsible for security and making those recommendations and it was up to the County Board to make the final decision. Buckley stated it came down to what was good for everyone that used the courthouse.

Brusky informed she brought this forward because she felt they needed to move on it. She provided a handout (attached) re: History of Measures to Improve Security at the Brown County Courthouse and felt there was a strong message to have a single entrance with security and screening. The Supreme Court said "should" so they can't make them but the board had the power to make a decision because it was a fiscal responsibility on their part. The article by Judge Walsh raised red flags for her on how serious this was.

Brusky informed that the Planning, Development & Transportation (PD&T) Committee passed a unanimous motion asking the Sheriff and Public Works Director Fontecchio to continue to work on this and to appropriate up to \$10,000 from Facilities for a study. One thing Fontecchio felt the County Board needed was good info on a cost estimate. Before they could make a decision they needed to know how much they were talking. The Concord Group had experts that did design cost estimates. They had an idea of where this needed to be and how it looked, they could get them going and go from there. They asked them to bring it back to the August PD&T committee with the cost estimate so the County Board would have the dollar value and could make a better decision. That's what was done and where they were heading.

Sheriff Delain reiterated this was not new and it had come up numerous times. The last vote ended in a 13-13 tie. He recently met with the Judges and the majority of them wanted this to move forward. The District Judge for the region had made it clear that he expected them to move forward and follow the direction of the Wisconsin Supreme Court with a single point access with screening. He'll meet with him again tomorrow to provide updates on where this was and what steps he and the county were taking to address it. Delain's goal was to provide the County Board with as much information as possible so they could make a decision. Part of that was to take a look at a facility similar to Brown County. The District Judge recommended he take a tour of Winnebago County, the courthouse was also a historic site built in 1936, not much newer than Brown County. Delain took his staff and invited Fontecchio, they toured and photographed it. They learned how it worked and how Winnebago got it through with it being a historic site. The visit was very valuable. They then brought the information back and agreed that the Dewberry study, done previously, which laid out three options were not realistic. Delain briefly explained why. That informed was then brought before PD&T and they approved funds to hire a group to come up with cost estimates. That information will help Delain come up with operational costs.

A brief discussion ensued with regard to funding. There were options to look at. Weininger won't be able to figure that out until he knew what the costs were.

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to bring the same report from the August PD&T Committee to the September Public Safety Committee. Vote taken. MOTION CARRIED Nay: Nicholson**

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**



25. **Communication from Supervisor Borchardt re: To review the billing practices for campaign stops. *Referred from May County Board.***

Hemery provided an overview stating the Secret Service was the first one to call locally for assistance, it was not technically the campaign that called, but congress didn't appropriate any funds for the Secret Service to use to reimburse local municipalities for these events. What others had done was try to contract directly with the campaign however federal election commission rules do not require the campaigns to reverse events regarding the president, other federal officials, etc. This had been an issue for decades. Hemery felt that unless they contracted they didn't have any remedy to say money was owed. But if they did contract with the campaign, there would be legal costs associated with enforcement. Borchardt's reason for the communication was that she worked on a presidential campaign in a different city as a contractor doing lights and sound. Campaigns were more than willing to pay for that but not for security for local officials and she felt that was wrong. She believed they should stand up for the people in blue. She understand all the sides but felt it should be even across the board. She understood that it wasn't going anywhere at the moment but felt there was a possible solution and may bring back up at a later time. Although he didn't disagree, Buckley didn't see this committee coming up with a remedy and felt it should be taken to the state first.

**Motion made by Supervisor Schadewald, seconded by Supervisor Nicholson to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Other**

26. **Audit of bills.**

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to acknowledge receipt of the bills. Vote taken. MOTION CARRIED UNANIMOUSLY**

27. **Such other matters as authorized by law.**

Buckley thanked Delain and staff for the jail tour.

July meeting will be held on July 10<sup>th</sup>.

28. **Adjourn.**

**Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to adjourn at 6:07 pm. Vote taken. MOTION CARRIED UNANIMOUSLY**

Respectfully submitted,

Alicia A. Loehlein  
Administrative Coordinator

**PROCEEDINGS OF THE BROWN COUNTY**  
**PUBLIC SAFETY COMMITTEE**

Pursuant to Section 19.84 Wis. Stats., a special meeting of the Brown County Public Safety Committee was held on Wednesday, June 19, 2019 in Room 207 of City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

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**Present:** Chair Buckley, Supervisor Schadewald, Supervisor Moynihan – ex officio  
**Excused:** Supervisor Nicholson, Supervisor Borchardt, Supervisor Gruszynski  
**Also Present:** Director of Public Safety Communications Cullen Peltier, Deputy Executive Jeff Flynt, Supervisor Landwehr, Supervisor Deneys, Supervisor Lund, Supervisor Hoyer, Director of Administration Chad Weininger and Corporation Counsel David Hemery

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**I. Call meeting to order.**

The meeting was called to order by Chair Pat Buckley at 6:00 pm.

**II. Approve/Modify Agenda.**

Motion made by Supervisor Schadewald, seconded by Supervisor Moynihan to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

**Emergency Management**

**1. Closed Session: Computer Aided Dispatch (CAD) System.**

- a. **Open Session: Motion and Recorded Vote** pursuant to Wis. Stats. Sec. 19.85(1), regarding going into closed session pursuant to Wis. Stats. Sec. 19.85(1)(g), i.e. conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, in particular, regarding issues with our current CAD Contract, potential remedies and other related matters.

Motion made by Supervisor Schadewald, seconded by Supervisor Moynihan to enter into closed session. Roll Call Vote: Ayes: Buckley, Schadewald, Moynihan. **MOTION CARRIED UNANIMOUSLY**

- b. **Convene into Closed Session:** Pursuant to Wis. Stats. Sec. 19.85(1)(g), the governmental body shall convene into closed session for purposes of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, in particular, regarding issues with our current CAD Contract, potential remedies and other related matters.

Motion made by Supervisor Moynihan, seconded by Supervisor Schadewald to return to open session. Roll Call Vote: Ayes: Buckley, Schadewald, Moynihan. **MOTION CARRIED UNANIMOUSLY**

- c. **Reconvene into Open Session:** The governmental body shall reconvene into open session for possible voting and/or other action regarding issues with our current CAD Contract, potential remedies and other related matters.

Motion made by Supervisor Moynihan, seconded by Supervisor Schadewald to approve Resolution Regarding Brown County's Computer Aided Dispatch (CAD) System. Vote taken. **MOTION CARRIED UNANIMOUSLY**

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**Other**

2. Such other matters as authorized by law. None.
3. Adjourn.

Motion made by Supervisor Schadewald, seconded by Supervisor Moynihan to adjourn at 6:26 pm. Vote taken. **MOTION CARRIED UNANIMOUSLY**

Respectfully submitted,

Therese Giannunzio  
Administrative Specialist

July 17, 2019

TO THE HONORABLE CHAIRMAN AND MEMBERS  
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

**RESOLUTION TO PROVIDE NOTIFICATION TO SUPERVISOR WHEN COURT  
ORDERED SUPERVISED RELEASE IN SUPERVISOR'S DISTRICT**

**WHEREAS**, any person who is committed under Wis. Stat. Sec. 980.06 may petition the committing Court to modify its order by authorizing supervised release in the community; and

**WHEREAS**, Corporation Counsel is provided Notice by a Court whenever a Court authorizes the supervised release, in Brown County, of a person who was committed under Wis. Stat. Sec. 980.06; and

**WHEREAS**, it is desirable for a Brown County Supervisor to also receive Notice when a Court authorizes the supervised release, in a Brown County Supervisor's District, of a person who was committed under Wis. Stat. Sec. 980.06.

**NOW, THEREFORE, BE IT RESOLVED** that the Brown County Board of Supervisors hereby resolves that whenever the Brown County Corporation Counsel receives Notice that a Court has authorized the supervised release, in a Brown County Supervisor's District, of a person who was committed under Wis. Stat. Sec. 980.06, the Corporation Counsel shall also provide Notice to the Supervisor in whose District the release was ordered as soon as possible and without delay.

*Fiscal Note: This resolution does not require an appropriation from the General Fund.*

Respectfully submitted,

PUBLIC SAFETY COMMITTEE

Approved By:

\_\_\_\_\_  
TROY STRECKENBACH  
COUNTY EXECUTIVE

Date Signed: \_\_\_\_\_

19-058R

Authored by Corporation Counsel at request of Human Services Committee

Approved by Corporation Counsel

BOARD OF SUPERVISORS ROLL CALL # \_\_\_\_\_

Motion made by Supervisor \_\_\_\_\_

Seconded by Supervisor \_\_\_\_\_

SUPERVISORS	DIST. #	AYES	NAYS	ABSTAIN	EXCUSED
SIEBER	1				
DE WANE	2				
NICHOLSON	3				
HOYER	4				
GRUSZYNSKI	5				
LEFEBVRE	6				
ERICKSON	7				
BORCHARDT	8				
EVANS	9				
VANDER LEEST	10				
BUCKLEY	11				
LANDWEHR	12				
DANTINNE, JR	13				

SUPERVISORS	DIST. #	AYES	NAYS	ABSTAIN	EXCUSED
BRUSKY	14				
BALLARD	15				
KASTER	16				
VAN DYCK	17				
LINSEN	18				
KNEISZEL	19				
DESLAURIERS	20				
TRAN	21				
MOYNIHAN, JR.	22				
SUENNEN	23				
SCHADEWALD	24				
LUND	25				
DENEYS	26				

Total Votes Cast \_\_\_\_\_

Motion:      Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Tabled \_\_\_\_\_

# CORPORATION COUNSEL

## *Brown County*

305 EAST WALNUT STREET  
P.O. BOX 23600  
GREEN BAY, WISCONSIN 54305-3600



**David P. Hemery**  
Corporation Counsel

PHONE: (920) 448-4006  
FAX: (920) 448-4003  
EMAIL: [David.Hemery@co.brown.wi.us](mailto:David.Hemery@co.brown.wi.us)

### RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 07-2-2019  
REQUEST TO: Public Safety and County Board  
MEETING DATE: 07-10-2019, and 07-17-2019, respectively  
REQUEST FROM: Dave Hemery  
Corp Counsel per Human Services Committee Request  
REQUEST TYPE: ☒ New resolution ☐ Revision to resolution  
☐ New ordinance ☐ Revision to ordinance

TITLE: RESOLUTION TO PROVIDE NOTIFICATION TO SUPERVISOR WHEN COURT ORDERED  
SUPERVISED RELEASE IN SUPERVISOR'S DISTRICT

### ISSUE/BACKGROUND INFORMATION:

Corporation Counsel is provided Notice by a Court whenever a Court authorizes the supervised release, in Brown County, of a person who was committed under Wis. Stat. Sec. 980.06. It is desirable for a Brown County Supervisor to also receive Notice when a Court authorizes the supervised release, in a Brown County Supervisor's District, of a person who was committed under Wis. Stat. Sec. 980.06.

### ACTION REQUESTED:

To approve.

### FISCAL IMPACT:

**NOTE:** This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? 0.
2. Is it currently budgeted? ☐ Yes ☐ No ☒ N/A (if \$0 fiscal impact)
  - a. If yes, in which account?
  - b. If no, how will the impact be funded?
  - c. If funding is from an external source, is it one-time ☐ or continuous? ☐
3. Please provide supporting documentation of fiscal impact determination.

☒ COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

19-056

## BUDGET ADJUSTMENT REQUEST

CategoryApproval Level

- ☐ 1 Reallocation from one account to another in the same level of appropriation  
Dept Head
- ☐ 2 Reallocation due to a technical correction that could include:  
Director of Admin
- Reallocation to another account strictly for tracking or accounting purposes
  - Allocation of budgeted prior year grant not completed in the prior year
- ☐ 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation  
County Exec
- ☐ 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)  
County Exec
- ☐ 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).  
Admin Comm
- ☐ 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation.  
Oversight Comm  
2/3 County Board
- ☐ 6 Reallocation between two or more departments, regardless of amount  
Oversight Comm  
2/3 County Board
- ☒ 7 Any increase in expenses with an offsetting increase in revenue  
Oversight Comm  
2/3 County Board
- ☐ 8 Any allocation from a department's fund balance  
Oversight Comm  
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*)  
Oversight Comm  
Admin Committee  
2/3 County Board  
*After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.*

Justification for Budget Change:

This budget adjustment is for the WI Hazardous Materials Response System Grant awarded to BC Emergency Management to pass-through to the Green Bay Metro Fire Department to purchase equipment approved by the funding agency, WI Emergency Management. The equipment purchased by the fire department will not be owned or insured by Brown County. There is not a match requirement.

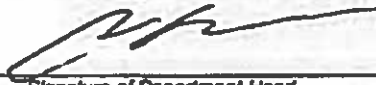
Fiscal Impact\*: \$62,034

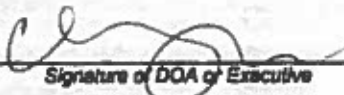
\*Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	101.013.011.045.4302	State Grant Revenue	\$62,034
<input checked="" type="checkbox"/>	<input type="checkbox"/>	101.013.011.045.5800	Grant Expenditures	\$62,034
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

EB 6/12/19

## AUTHORIZATIONS

  
Signature of Department Head  
Department: PSC  
Date: 6-12-19

  
Signature of DOA or Executive  
Date: 6-12-19

19-057

## BUDGET ADJUSTMENT REQUEST

**Category**

**Approval Level**

- |  |   |
|--|---|
| <input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation   | Dept Head   |
| <input type="checkbox"/> 2 Reallocation due to a technical correction that could include:<br><ul style="list-style-type: none"> <li>• Reallocation to another account strictly for tracking or accounting purposes</li> <li>• Allocation of budgeted prior year grant not completed in the prior year</li> </ul> | Director of Admin                                     |
| <input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation   | County Exec   |
| <input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)  | County Exec   |
| <input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).  | Admin Comm  |
| <input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.  | Oversight Comm<br>2/3 County Board                    |
| <input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount  | Oversight Comm<br>2/3 County Board                    |
| <input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue  | Oversight Comm<br>2/3 County Board                    |
| <input type="checkbox"/> 8 Any allocation from a department's fund balance   | Oversight Comm<br>2/3 County Board                    |
| 9 Any allocation from the County's General Fund ( <i>requires separate Resolution</i> )<br><i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>  | Oversight Comm<br>Admin Committee<br>2/3 County Board |

**Justification for Budget Change:**

This 2019 budget adjustment is to increase grant revenue and related outlay expense to participate in a Capital Credit Union "Elevating Communities" grant. The grant provides funds for the purchase of a crisis response throw phone system with tactical remote unit kit. There is no local match required for this grant.

**Fiscal Impact\*: \$20,000**

*\*Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

<u>Increase</u>	<u>Decrease</u>	<u>Account #</u>	<u>Account Title</u>	<u>Amount</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4904	Grants	\$20,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.6110.020	Outlay Equipment	\$20,000
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

211

**AUTHORIZATIONS**

10001 Del  
 Signature of Department Head

Department: Sheriff

Date: 6/24/19

Signature of DCA or Executive

Date: 6/24/19



19-062

## BUDGET ADJUSTMENT REQUEST

CategoryApproval Level

- |                                       |  |   |
|---------------------------------------|--|---|
| <input type="checkbox"/> 1            | Reallocation from one account to another in the same level of appropriation  | Dept Head   |
| <input type="checkbox"/> 2            | Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> <li>• Reallocation to another account strictly for tracking or accounting purposes</li> <li>• Allocation of budgeted prior year grant not completed in the prior year</li> </ul> | Director of Admin                                     |
| <input type="checkbox"/> 3            | Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation  | County Exec   |
| <input type="checkbox"/> 4            | Any change in appropriation from an official action taken by the County Board (i.e. resolution, ordinance change, etc.)  | County Exec   |
| <input type="checkbox"/> 5 a)         | Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts)   | Admin Committee                                       |
| <input type="checkbox"/> 5 b)         | Reallocation of <u>more than 10%</u> of the funds original appropriated between any of the levels of appropriation.  | Oversight Comm<br>2/3 County Board                    |
| <input type="checkbox"/> 6            | Reallocation between two or more departments, regardless of amount   | Oversight Comm<br>2/3 County Board                    |
| <input checked="" type="checkbox"/> 7 | Any increase in expenses with an offsetting increase in revenue  | Oversight Comm<br>2/3 County Board                    |
| <input type="checkbox"/> 8            | Any allocation from a department's fund balance  | Oversight Comm<br>2/3 County Board                    |
| <input type="checkbox"/> 9            | Any allocation from the County's General Fund  | Oversight Comm<br>Admin Committee<br>2/3 County Board |

Justification for Budget Change:

This 2019 budget request is to increase grant revenue and related expenses to participate in a Homeland Security WEM SWAT Explosives training grant (2017-HSW-02B-11487). The grant provides funds to send an officer to the one-week course. There is no match required for this grant.

Budget Impact: \$6,500

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.074.4301	Federal Grants	6,500
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.074.5340	Training	6,500
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

## AUTHORIZATIONS

Co. 01 Delain  
Signature of Department Head

Department: Sheriff  
Date: 7-5-19

[Signature]  
Signature of DOA or Executive  
Date: 7/8/19

19-063

## BUDGET ADJUSTMENT REQUEST

CategoryApproval Level

- ☐ 1 Reallocation from one account to another in the same level of appropriation Dept Head
- ☐ 2 Reallocation due to a technical correction that could include:  
• Reallocation to another account strictly for tracking or accounting purposes  
• Allocation of budgeted prior year grant not completed in the prior year Director of Admin
- ☐ 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- ☐ 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- ☐ 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts). Admin Comm
- ☐ 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm  
2/3 County Board
- ☐ 6 Reallocation between two or more departments, regardless of amount Oversight Comm  
2/3 County Board
- ☒ 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm  
2/3 County Board
- ☐ 8 Any allocation from a department's fund balance Oversight Comm  
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*)  
*After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.* Oversight Comm  
Admin Committee  
2/3 County Board

Justification for Budget Change:

This budget adjustment is to request an increase in Jail LTE hours, which will be funded by Capital Project dollars. A pre-authorized employee is needed to accompany Jail Video Surveillance Capital Project vendors throughout the Jail during the course of the project. It is estimated that 420 hours will be needed in 2019 at a rate of \$20/hour.

Fiscal Impact\*: \$9,050

\*Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.072.001.5100	Jail Regular Earnings	\$8,400
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.072.001.5110.100	Jail FICA	\$643
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.072.001.5110.110	Jail Unemployment Comp	\$7
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.072.001.9002.400	Jail Transfer In Wages	\$9,050
<input checked="" type="checkbox"/>	<input type="checkbox"/>	434.074.470.9003.400	Capital Project Transfer Out Wages	\$9,050
<input type="checkbox"/>	<input checked="" type="checkbox"/>	434.074.470.6110.020	Capital Project Outlay	\$9,050

## AUTHORIZATIONS

Carol Deel  
Signature of Department Head

Department: SheriffDate: 6-10-19

[Signature]  
Signature of BO or Executive  
Date: 7/8/19